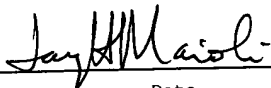


424 Rec'd PCT/PTO 21 JAN 2000

Applicant : Kunio Fukuda  
 Serial No.: 09/403,312  
 Filed : October 20, 1999  
 For : COMMUNICATION SYSTEM, BASE STATION DEVICE,  
 COMMUNICATION TERMINAL DEVICE AND COMMUNICATION  
 METHOD  
 Attention : Customer Service Center  
 Initial Patent Examination Division

I hereby certify that this paper is being  
 deposited this date with the U.S. Postal  
 Service in first class mail addressed to  
 Assistant Commissioner for Patents,  
 Washington, D.C. 20231.



Jay H. Maioli  
 Reg.No. 27,213

Date  
 January 12, 2000

January 12, 2000  
 1185 Avenue of the Americas  
 New York, NY 10036  
 (212) 278-0400

01/31/2000 UWALKER 00000092 09403312  
 01 FC:198

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
 170.00 OP

Assistant Commissioner for Patents  
 Box PCT  
 Washington, D.C. 20231

02/04/2000 PVOLPE 00000033 09403312

01 FC:154

130.00 OP

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371, mailed December 17, 1999, Applicants hereby submit a newly executed Declaration that identifies the above application by serial number and filing date. The required surcharge is also submitted herewith along with a copy of the subject Notice.

The Office is hereby authorized to charge any additional fees which may be required in connection with this amendment and to credit any overpayment to our Deposit Account No. 03-3125.

If a petition for an extension of time is required to make this response timely, this paper should be considered

to be such a petition, and the Commissioner is authorized to  
charge the requisite fees to our deposit account No. 03-3125.

Respectfully submitted,

COOPER & DUNHAM LLP

A handwritten signature in dark ink, appearing to read "Jay H. Maioli", is written over the printed name.

Jay H. Maioli  
Reg. No. 27,213

JHM:rv  
Enc.

09/40312



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box 100  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/403,312	FUKUDA	K 6715 (57722)
INTERNATIONAL APPLICATION NO.		

JAY H MAIOLI  
COOPER AND DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036

5071

PCT/JP99/00956

I.A. FILING DATE

PRIORITY DATE

02/26/99

02/26/98

12/17/99

DATE MAILED:

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☒ a Designated Office (37 CFR 1.494),  
☐ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.  
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Statement Claiming Small Entity Status.

☒ Priority Document. (2)

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☒ Other: 301, 304, 308

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE **MUST** BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☒ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice *MUST* be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917

☐ Notice of Defective Translation

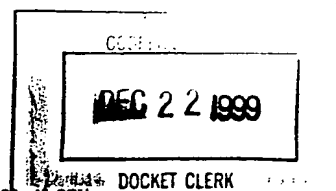
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone (703) 305-1822

Christina Washington  
National Stage Processing

S.H.



Duo: 1/17/2000  
W.I.

6mo: 6/17/2000  
W.I.